

CERTIFICATE OF EFS FILING UNDER 37 CFR §1.8

I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office, Commissioner for Patents, via the EFS pursuant to 37 CFR §1.8 on the below date:

Date: October 9, 2008 Name: C. Noel Kaman, Reg. No. 51,857 Signature: /C. Noel Kaman/

**BRINKS
HOFFER
GILSON
& LIONE**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: *Broveli et al.*

Appln. No.: 10/774,092

Filed: February 6, 2004

For: **METHOD OF AUGMENTING THE IMMUNE-MODULATORY ACTIVITY OF STANDARDIZED ECHINACEA PREPARATIONS**

Examiner: Patricia A. Leith

Art Unit: 1655

Confirmation No. 7125

Docket No: 3086/1734 (AM1150)

TRANSMITTAL

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Attached is/are:

- ☒ Transmittal Letter; and Amendment and Response (12pp).

Fee Calculation:

- ☒ No additional fee is required.
- ☐ Small Entity.
- ☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 CFR § 1.136(a).
- ☐ A petition or processing fee in an amount of \$_____ under 37 CFR § 1.17(_____).
- ☐ An additional filing fee has been calculated as shown below:

| | | | | | Small Entity | | | Not a Small Entity | |
|---|----------------------------------|-------|---------------------------------|---------------|--------------|-----------|----|--------------------|-----------|
| | Claims Remaining After Amendment | | Highest No. Previously Paid For | Present Extra | Rate | Add'l Fee | OR | Rate | Add'l Fee |
| Total | | Minus | | | x \$25= | | | x \$50= | |
| Indep. | | Minus | | | x 105= | | | x \$210= | |
| First Presentation of Multiple Dep. Claim | | | | | + \$185= | | | + \$370= | |
| Total | | | | | \$ | | | Total | \$ |

Fee Payment:

- ☐ A check in the amount of \$_____ is enclosed.
- ☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____ for _____.
A copy of this Transmittal is enclosed for this purpose.
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925. A copy of this Transmittal is enclosed for this purpose.

Respectfully submitted,

October 9, 2008
Date

/C. Noel Kaman/
C. Noel Kaman (Reg. No. 51,857)

**BRINKS
HOFFER
GILSON
& LIONE**